

Before the
FEDERAL COMMUNICATIONS COMMISSION
 Washington, D.C. 20554

RECEIVED

JUL 29 2003

Federal Communications Commission
Office of Secretary

In the Matter of)	EB Docket No 03-96
)	
NOS Communications, Inc.)	File No EB-02-TC-119
Affinity Network Incorporated and)	
NOSVA Limited Partnership)	NAL/Acct No 20033217003
)	
Order to Show Cause and Notice)	FRN 0004942538
of Opportunity for Hearing)	

To Honorable Arthur I. Steinberg
 Administrative Law Judge

**JOINT MOTION FOR CONFIDENTIAL TREATMENT OF
 RESPONSES TO ENFORCEMENT BUREAU'S
 FIRST AND SECOND REQUESTS FOR PRODUCTION OF DOCUMENTS**

Affinity Network Incorporated, NOSVA Limited Partnership and NOS Communications, Inc (collectively, "Movants" or "Companies"), by their attorneys and pursuant to section 0.459 of the Commission's rules, 47 C.F.R. § 0.459, requests that Movants' response to Enforcement Bureau's First and Second Requests for Production of Documents be treated as confidential business information not routinely made available to the public. Movants' counsel has contacted the Bureau's counsel regarding this request. Bureau's counsel does not object to the granting of this motion (Movants and counsel for the Enforcement Bureau agree that granting of this motion will not affect the ability of any party to appropriately use documents at Hearing.)

In support of this motion the following is respectfully shown: Movants would suffer irreparable injury by the release of this information to the public. The information and these documents are not otherwise shared with third parties. A large portion of the Responses contain

No. of Pages 043
 List ARCADE

personnel information requested by the Bureau. While the Companies have not objected to providing personally identifiable information regarding employees (including social security numbers, home addresses, phone numbers and reasons indicated for termination), the Companies believe that its employees' privacy should be protected. The Companies have not identified Nevada specific legal precedent obligating confidential treatment in this context, but feel that confidential treatment is nevertheless warranted.

In further support of its request, Movants state that material contains commercially sensitive information, which, if released to a competitor or potential competitor, would allow such a competitor to unfairly compete against it and leave Movants at a competitive disadvantage. Specifically, disclosed information would provide competitors and parties it contracts with a means to determine the Companies' strengths and weaknesses and enable competitors and parties it contracts with to engage in unfair bargaining practices. For example, a competitor or potential litigant may take legal positions it otherwise would not in light of information contained the produced documents. In addition, competitors and potential litigants would have incentive to use the disclosed information to aid in forum shopping by choosing a state it determines Movants may have an operational weakness. Finally, the Companies are not publicly-traded corporations and are otherwise under no obligation to divulge the identity of personnel, management or shareholders to third parties, unless otherwise obligated by law. Thus, Movants request that the information and documents produced in response to these production requests be afforded confidential treatment and withheld from public inspection pursuant to section 0.459 of the Commission's rules, 47 C.F.R. § 0.459.

For the foregoing reasons, Affinity Network Incorporated, NOSVA Limited Partnership and NOS Communications, Inc 's Joint Motion for Confidential Treatment should be granted.

Respectfully submitted,

Counsel for

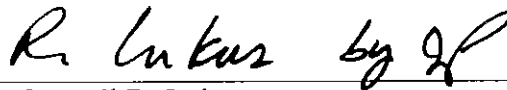
Affinity Network, Inc
NOSVA Limited Partnership



By Danny E Adams
Philip V Permut*
W Joseph Price
M Nicole Oden**
KELLEY DRYE & WARREN LLP
Tysons Corner
8000 Towers Crescent Drive
Suite 1200
Vienna, VA 22182
(703) 918-2300 (voice)
(703) 918-2450 (facsimile)

Counsel for

NOS Communications, Inc



By Russell D. Lukas
George L Lyon, Jr.
LUKAS, NACE, GUTIERREZ & SACHS,
CHARTERED
1111 19th Street, NW, Suite 1200
Washington, DC 20036
(202) 857-3500 (voice)
(202) 828-8424 (facsimile)

July 29, 2003

* Licensed in the District of Columbia

** Licensed in Maryland and the District of Columbia.

CERTIFICATE OF SERVICE

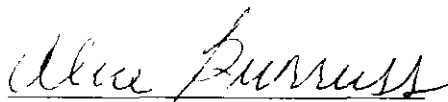
Alice Burruss, certifies that she has, on this 29th day of July, 2003, except where noted, sent by first class United States mail copies of the foregoing a copy of the foregoing "Joint Motion for Confidential Treatment of Objections and Responses to Enforcement Bureau's First and Second Requests for Production of Documents" to

Honorable Arthur I. Steinberg
Administrative Law Judge
Federal Communications Commission
445 12th Street, S W , Rm 1-C861
Washington, D C 20554
(By Hand Delivery and facsimile (202) 418-0195)

Hillary DeNigro
Investigations & Hearings Division
Enforcement Bureau
Suite 3-B443
Federal Communications Commission
445 12th Street S W
Washington, D C 20554
(Also by facsimile)

Gary Schonman
Investigations & Hearings Division
Enforcement Bureau
Federal Communications Commission
445 12th Street S W
Washington, D C. 20554

Russell D. Lukas
George L. Lyon, Jr.
Lukas, Nace, Gutierrez & Sachs, Chartered
1111 19th Street, NW, Suite 1200
Washington, D.C. 20036


Alice Burruss